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6 Counsel for Defendant INIGUEZ
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-07-0278 EDL
)	
12 Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING STATUS
13 v.)	CONFERENCE AND EXCLUDING TIME
)	UNDER THE SPEEDY TRIAL ACT
14 DAVID INIGUEZ,)	
)	
15 Defendant.)	
)	

16
17 Having made his initial appearance on an information charging him with theft of
18 government property, in violation of 18 U.S.C. § 641, defendant David Iniguez is scheduled to
19 appear before this Court for status or trial setting on July 3, 2007.

20 Defense counsel will be out of state on July 3, 2007. Accordingly, the parties agree and
21 stipulate to a one-week continuance of the matter to July 10, 2007. The government has supplied
22 discovery. The defendant has requested additional discovery, and government counsel is in the
23 process of determining whether there are materials responsive to the defendant's request. At the
24 same time, the parties are engaged in settlement negotiations.

25 The parties further agree and stipulate that the time between July 3, 2007 and July 10,
26 2007 should be excluded under the Speedy Trial Act to provide for continuity and effective

1 preparation of counsel.

2 IT SO STIPULATED.

3 BARRY J. PORTMAN
4 Federal Public Defender

/s/

5 Dated: 6/19/07

JOSH COHEN
6 Assistant Federal Public Defender

7 SCOTT N. SCHOOLS
8 United States Attorney

/s/

9 Dated: 6/19/07

WENDY THOMAS
10 Assistant United States Attorney

11
12 **ORDER**

13 Accordingly, and for good cause shown, the status conference presently scheduled for
14 July 3, 2007 is hereby continued to July 10, 2007 at 10:30 a.m.

15 The time from July 3, 2007 through July 10, 2007 shall be excluded under the Speedy
16 Trial Act. The Court finds that the failure to grant the requested continuance would deny the
17 defendant continuity and effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(B)(iv).
18 The Court further finds that the ends of justice served by granting the requested continuance
19 outweigh the best interests of the public and the defendant in a speedy trial and in the prompt
20 disposition of criminal cases. See id. § 3161(h)(8)(A).

21 IT IS SO ORDERED.

22 Dated:

ELIZABETH D. LAPORTE
23 UNITED STATES MAGISTRATE JUDGE